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4 **UNITED STATES DISTRICT COURT**  
5 **DISTRICT OF NEVADA**

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7 TIMOTHY SANDERS,  
8 Plaintiff,

9 vs.

10 MS. MINGO, et al.,

11 Defendant

2:11-CV-01398-PMP-GWF

**ORDER**

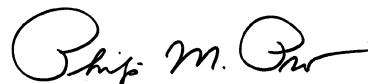
12 On September 6, 2012, the Honorable George W. Foley, Jr., United States Magistrate  
13 Judge, entered an Order and Report and Recommendation (Doc. #11) directing that Plaintiff's  
14 Application to Proceed In Forma Pauperis (Doc. #9) be denied as moot, and further  
15 recommending that Plaintiff's Complaint be dismissed. No objections have been filed to  
16 Magistrate Judge Foley's Order or Report and Recommendation, and after *de novo* review of  
17 the matter, the Court finds that both the Order and Recommendation should be affirmed.

18 **IT IS THEREFORE ORDERED** that the Order and Report and Recommendation  
19 entered by Magistrate Judge Foley, Jr. (Doc. #11) is **AFFIRMED**.

20 **IT IS FURTHER ORDERED** that Plaintiff's Application to Proceed In Forma  
21 Pauperis (Doc. #9) is **DENIED**.

22 **IT IF FURTHER ORDERED** that Plaintiff's Complaint (Doc. #8) is hereby  
23 dismissed with prejudice. The Clerk of Court shall proceed to close this case.

24 DATED: September 30, 2012.

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26 **PHILIP M. PRO**  
United States District Judge